IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINALL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.13 OF 2004

M/s. Prashant Enterprises
& Others. ..Petitioners

vs.

The Vysya Bank Ltd
& Anr. ..Respondents.

None present for the petitioner.
S.R.Shinde, APP for respondent no.2.

CORAM : R.M.S.KHANDEPARKAR, J.

DATED : 25th January, 2005.

P.C. :

1. None present.

2. Perused the reports. The petitioner challenges the order issuing process passed on 1.8.2003 by JMFC, Pune in R.C.C.No.45 of 2002 and Criminal Case No.45 of 2003. Perusing the order of issuance of process clearly discloses prima facie case having been made out for issuance of process under section 406, 420, 265 r/w. 34 of I.P.C. The Magistrate has also narrated the

minimum required facts in the impugned order justifying the issuance of such process. Being so, the impugned order does not disclose any illegality so as to warrant interference in Writ jurisdiction under Article 227 of the Constitution of India and hence the petition is rejected.

(R.M.S.Khandeparkar,J.)